

FIRST REGULAR SESSION  
[TRULY AGREED TO AND FINALLY PASSED]  
SENATE COMMITTEE SUBSTITUTE FOR

# HOUSE BILL NO. 945

## 91ST GENERAL ASSEMBLY

2222S.03T

2001

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### AN ACT

To repeal sections 488.429 and 494.455, RSMo 2000, relating to funding for court services, and to enact in lieu thereof two new sections relating to the same subject.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Sections 488.429 and 494.455, RSMo 2000, are repealed and two new sections enacted in lieu thereof, to be known as sections 488.429 and 494.455, to read as follows:

488.429. **1.** Moneys collected pursuant to section 488.426 shall be payable to the circuit judge or judges of the circuit court of the county from which such surcharges were collected, or to such person as is designated by local circuit court rule as treasurer of said fund, and said fund shall be applied and expended under the direction and order of the circuit judge or judges of the circuit court of any such county for the maintenance and upkeep of the law library maintained by the bar association in any such county, or such other law library in any such county as may be designated by the circuit judge or judges of the circuit court of any such county; provided, that the judge or judges of the circuit of any such county, and the officers of all courts of record of any such county, shall be entitled at all reasonable times to use the library to the support of which said funds are applied.

**2. In any county of the first classification without a charter form of government and with a population of at least two hundred thousand, such fund may also be applied and expended for that county's or circuit's family services and justice fund.**

494.455. **1. Each county or city not within a county may elect to compensate its jurors pursuant to subsection 2 of this section except as otherwise provided in subsection 3 of this section.**

**2.** Each grand and petit juror shall receive six dollars per day, for every day he or she

**EXPLANATION — Matter enclosed in bold faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

5 may actually serve as such, and seven cents for every mile he **or she** may necessarily travel going  
6 from his or her place of residence to the courthouse and returning, to be paid from funds of the  
7 county or a city not within a county.

8 [2. Provided that a county or a city not within a county authorizes daily compensation  
9 payable from county or city funds for jurors who serve in that county pursuant to subsection 3  
10 of this section in the amount of at least six dollars per day in addition to the amount required by  
11 subsection 1 of this section, a person shall receive an additional six dollars per day to be  
12 reimbursed by the state of Missouri so that the total compensation payable shall be at least  
13 eighteen dollars, plus mileage as indicated in subsection 1 of this section, for each day that the  
14 person actually serves as a petit juror in a particular case; or for each day that a person actually  
15 serves as a grand juror during a term of a grand jury. The state shall reimburse the county for  
16 six dollars of the additional juror compensation provided by this subsection.

17 3.] The governing body of each county or a city not within a county may authorize  
18 additional daily compensation and mileage allowance for jurors, which additional compensation  
19 shall be paid from the funds of the county or a city not within a county. The governing body of  
20 each county or a city not within a county may authorize additional daily compensation and  
21 mileage allowance for jurors attending a coroner's inquest. Jurors may receive the additional  
22 compensation and mileage allowance authorized by this subsection only if the governing body  
23 of the county or the city not within a county authorizes the additional compensation. The  
24 provisions of this subsection authorizing additional compensation shall terminate upon the  
25 issuance of a mandate by the Missouri supreme court which results in the state of Missouri being  
26 obligated or required to pay any such additional compensation even if such additional  
27 compensation is formally approved or authorized by the governing body of a county or a city not  
28 within a county. **Provided that a county or a city not within a county authorizes daily**  
29 **compensation payable from county or city funds for jurors who serve in that county**  
30 **pursuant to this subsection in the amount of at least six dollars per day in addition to the**  
31 **amount required by this subsection, a person shall receive an additional six dollars per day**  
32 **to be reimbursed by the state of Missouri so that the total compensation payable shall be**  
33 **at least eighteen dollars, plus mileage for each day that the person actually serves as a petit**  
34 **juror in a particular case; or for each day that a person actually serves as a grand juror**  
35 **during a term of a grand jury. The state shall reimburse the county for six dollars of the**  
36 **additional juror compensation provided by this subsection.**

37 3. In any county of the first classification without a charter form of government and  
38 with a population of at least two hundred thousand inhabitants, no grand or petit juror  
39 shall receive compensation for the first two days of service, but shall receive fifty dollars  
40 per day for the third day and each subsequent day he or she may actually serve as such,

41 **and seven cents for every mile he or she may necessarily travel going from his or her place**  
42 **of residence to the courthouse and returning, to be paid from funds of the county.**

43         4. When each panel of jurors summoned and attending court has completed its service,  
44 the board of jury commissioners shall cause to be submitted to the governing body of the county  
45 or a city not within a county a statement of fees earned by each juror. Within thirty days of the  
46 submission of the statement of fees, the governing body shall cause payment to be made to those  
47 jurors summoned the fees earned during their service as jurors.